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8 Attorney for Plaintiff,  
9 NACIO SYSTEMS, INC.

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**UNITED STATES DISTRICT COURT**  
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**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

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NACIO SYSTEMS, INC. ) Case No.: C 07 3481  
a Nevada corporation, )  
Plaintiff ) PROPOSED TEMPORARY RESTRAINING  
v. ) ORDER (2) REGARDING USE OF TRADE  
HERBERT GOTTLIEB, an individual; ) SECRETS AND COPYRIGHT INFRINGEMENT,  
SWIDENT, LLC, a California Limited ) AND ORDER TO SHOW CAUSE RE  
liability corporation, ) PRELIMINARY INJUNCTION  
Defendants ) .  
----- )  
TO DEFENDANTS HERBERT GOTTLIEB AND SWIDENT LLC:

You, your agents servants, employees and attorneys and those in active concert or participation with you or them ARE HEREBY RESTRAINED AND ENJOINED from:

1. Making any attempts to use, sell, copy or disseminate or distribute GASP, its Software Identification Database, the Registration Key Generator program used by PLAINTIFF NACIO SYSTEMS, INC. to enable users to activate copies of GASP or to download updates to

1 GASP or copies of the Software Identification Database;

2       2.     Undertaking any acts that constitute infringement of PLAINTIFF NACIO  
3 SYSTEMS, INC.'s copyrights in GASP or its component parts;

4       3.     Making any contacts with individuals or entities listed on the copy of PLAINTIFF  
5 NACIO SYSTEMS, INC.'s customer list taken from PLAINTIFF NACIO SYSTEMS, INC. by  
6 DEFENDANT GOTTLIEB Gottlieb and are to return all copies of such list in their possession; and,

7           DEFENDANT HERBERT GOTTLIEB AND SWIDENT LLC ARE HEREBY  
8 FURTHER ORDERED TO SHOW CAUSE at \_\_\_, on \_\_\_, 2007, or as soon thereafter as  
9 counsel may be heard in the courtroom of the Honorable Phyllis Hamilton, located in Courtroom  
10 3, 17<sup>th</sup> Floor, 450 Golden Gate Avenue, San Francisco, CA, why you, your officers, agents,  
11 servants, employees and attorneys and those in active concert or participation with you or them,  
12 should not be restrained and enjoined – pending trial of this action – from:

13       1.     Making any attempts to use, sell, copy or disseminate or distribute GASP, its  
14 Software Identification Database, the Registration Key Generator program used by PLAINTIFF  
15 NACIO SYSTEMS, INC. to enable users to activate copies of GASP or to download updates to  
16 GASP or copies of the Software Identification Database;

17       2.     Undertaking any acts that constitute infringement of PLAINTIFF NACIO  
18 SYSTEMS, INC.'s copyrights in GASP or its component parts;

19       3.     Making any contacts with individuals or entities listed on the copy of PLAINTIFF  
20 NACIO SYSTEMS, INC.'s customer list taken from PLAINTIFF NACIO SYSTEMS, INC. by  
21 DEFENDANT GOTTLIEB Gottlieb and are to return all copies of such list in their possession; and,

22           The above Temporary Restraining Order is effective on Plaintiff's filing an undertaking  
23 in the sum of \$ \_\_\_\_\_. This Order to Show Cause Re Preliminary Injunction and supporting  
24 papers must be served on Defendants no later than \_\_\_\_ days before the date set for hearing,  
25 and proof of service shall be filed no later than \_\_\_\_ court days before the hearing. Any response  
26 or opposition to this Order to Show Cause must be filed and personally served upon Plaintiff's  
27 counsel no later than \_\_\_\_ court days before the date set for hearing, and proof of service shall be  
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1 filed no later than \_\_\_\_ court days before the hearing.  
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3 DATED: \_\_\_\_\_, 2007  
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5 /s/  
6 Phyllis J Hamilton  
United States District Court Judge  
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